THE HON'BLE SRI JUSTICE L.NARASIMHA REDDY

W.P.No.25030 of 2005

Date:14.12.2005

E.Venkaiah Goud and others.

--------PETITIONERS

The prohibition and Excise Superintendent and another.

---------RESPONDENTS

ORDER:

The petitioners claim that they made applications for being admitted as members of the 2nd respondent-Society and that eligibility test was also conducted. They state that on the basis of their performance in the eligibility test, the 1st respondent recommended them to be admitted as members of the 2nd respondent-Society. The grievance of the petitioners is that even while their cases for admission as members are pending, the 2nd respondent is proposing to admit several others as members, without even conducting the test. They claim to have made a representation on 01.11.2005 to the 1st respondent, and allege that no action has been taken thereon.

Heard the learned counsel for the petitioners and the learned Government Pleader for Prohibition and Excise.

The questions as to whether the petitioners became eligible to be admitted as members, and the 2nd respondent-Society can admit any others as members, cannot be determined by this Court. For that matter, the scope of interference by the 1st respondent is also very limited. Basically, it is for the General Body of the 2nd respondent-Society to decide whether any individual is eligible to be

admitted as its member or not. Be that as it may, the 1st respondent, who is conferred with the power of the Registrar vis-à-vis the Toddy Toppers Cooperative Societies, can examine the representation of the petitioners and issue appropriate directions.

In that view of the matter, the Writ Petition is disposed of, directing the 1st respondent to pass appropriate orders on the representation, dated 01.11.2005, made by the petitioner. There shall be no order as to costs.

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14.12.2005

Note: Issue C.C. in two days.

(B/o)

Jsu